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ATTORNEY DOCKET NO. 54337.000009

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Number : 09/720,096 Confirmation No.: 6906
Applicant : Dan NILSSON and Thomas JANZEN
Filing Date : February 2, 2001
Title : METHOD OF PREVENTING BACTERIOPHAGE INFECTION
OF BACTERIAL CULTURES
TC/Art Unit : 1656
Examiner: : David J. Steadman, Ph.D.

Docket No. : 54337.000009
Customer No. : 21967

MAIL STOP MISSING PARTS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUBMISSION OF SEQUENCE LISTING

Sir:

Applicants submit herewith a substitute "Sequence Listing" in paper copy and computer-readable form (CRF) believed to be in compliance with the requirements of 37 C.F.R. §§ 1.821-1.825. Applicants submit the substitute "Sequence Listing" CRF on a CD-ROM in ASCII format as required by 37 C.F.R. § 1.821(e). Applicants also submit concurrently herewith a paper copy of the substitute "Sequence Listing" totaling eight (8) pages.

Support for the sequence listing may be found throughout the specification as originally filed. Accordingly, Applicants submit that no new matter is introduced into the specification by way of incorporation of the instant sequence listing. Applicants respectfully request entry of this sequence listing into the specification.

The undersigned hereby states that the content of the substitute "Sequence Listing" in CRF and the paper copy of the substitute "Sequence Listing" submitted herewith are the same.

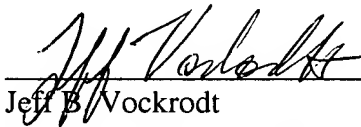
CONCLUSION

An indication of allowance of all claims is earnestly solicited. Early notification of a favorable consideration is respectfully requested.

Respectfully submitted,

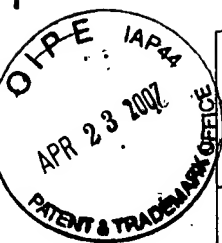
HUNTON & WILLIAMS LLP

Dated: April 23, 2007



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|-------------------------|--------------------------------------|---------------------------------------|-----------------------------|
| Notice to Comply | Application No. 09/720,096 | Applicant(s) Nilsson et al. | |
| | Examiner Steadman, D. | Art Unit 1656 | Paper No 20070307 |

**NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS
CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE
DISCLOSURES**

Applicant must file the items indicated below within the time period set the Office action to which the Notice is attached to avoid abandonment under 35 U.S.C. § 133 (extensions of time may be obtained under the provisions of 37 CFR 1.136(a)).

The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 C.F.R. 1.821 - 1.825 for the following reason(s):

- ☐ 1. This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998).
- ☐ 2. This application does not contain, as a separate part of the disclosure on paper copy, a "Sequence Listing" as required by 37 C.F.R. 1.821(c).
- ☐ 3. A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e).
- ☐ 4. A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked-up "Raw Sequence Listing."
- ☒ 5. The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A Substitute computer readable form must be submitted as required by 37 C.F.R. 1.825(d).
- ☐ 6. The paper copy of the "Sequence Listing" is not the same as the computer readable form of the "Sequence Listing" as required by 37 C.F.R. 1.821(e).
- ☐ 7. Other:

Applicant Must Provide:

- ☒ An initial or **substitute** computer readable form (CRF) copy of the "Sequence Listing".
- ☒ An initial or **substitute** paper copy of the "Sequence Listing", as well as an amendment directing its entry into the **specification**.
- ☒ A statement that the content of the paper and computer readable copies are the same and, where applicable, include no new matter, as required by 37 C.F.R. 1.821(e) or 1.821(f) or 1.821(g) or 1.825(b) or 1.825(d).

For questions regarding compliance to these requirements, please contact:

For Rules Interpretation, call (703) 308-4216 or (703) 308-2923

For CRF Submission Help, call (703) 308-4212

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